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E-FILED ON April 27, 2006

and

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Proposed Attorneys for Debtor and Debtor-In-Possession

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re:

Case No. BK-S-06-10725 LBR

USA COMMERCIAL MORTGAGE
COMPANY,

Chapter 11

Debtor.

**DECLARATION IN SUPPORT OF
MOTION FOR ORDER SHORTENING
TIME TO HEAR MOTION FOR ORDER
AUTHORIZING THE RETURN TO
INVESTORS OF CERTAIN ESCROWED
FUNDS INTENDED FOR THE BUNDY
CANYON PROJECT**

Date of Hearing: OST PENDING
Time of Hearing: OST PENDING

Jeanette E. McPherson, Esq. of Schwartzer & McPherson Law Firm, attorney for the above
captioned debtor and debtor in possession (the "Debtor"), under penalties of perjury, hereby
declares on this 27th day of April, 2006 that:

1. A Motion For Order Authorizing The Return To Investors Of Certain Escrowed

1 Funds Intended For The Bundy Canyon Project has been filed. This Motion requests that the
2 Court enter an order authorizing the Title Company to release the \$8.9 million held in the Escrow
3 Account to USACM, and authorizing USACM to promptly return the \$8.9 million to the 117
4 Investors and in the amounts as set forth on Exhibit A of the Motion.

5 2. The Nevada Mortgage Lending Division, a state regulatory body within the Nevada
6 Department of Business & Industry, has requested that this Motion be heard as soon as possible at
7 the hearings scheduled for May 3, 2006, so that the funds can be released to investors.

8 3. Notice can be shortened pursuant to Bankruptcy Rule 9006(c)(1) and LR 9006(a).

9 4. Hearings are currently scheduled in this matter on May 3, 2006 at 9:30 a.m. to hear
10 other motions, and holding a hearing on the Motion at the same time would serve the interests of
11 judicial economy.

12 5. No known party opposes hearing the Motion on shortened time.

13 Respectfully submitted on April 27, 2006.

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19 and

20 /s/ Jeanette E. McPherson, Esq.
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